

Suffolk Superior Court 04-0979

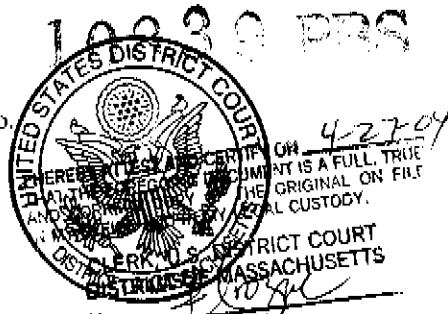
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

ROBERT T. WISNIEWSKI, JR.
Plaintiff,

v.

COUNTY OF SUFFOLK
Defendant,

C.A. No.



NOTICE OF REMOVAL. BY: *[Signature]*

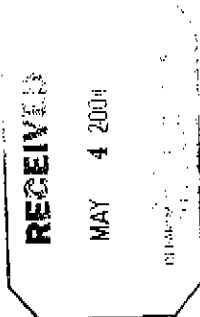
The Defendant-Petitioner County of Suffolk, petitions pursuant to 28 U.S.C. § 1441 for removal from the Superior Court Department of the Trial Court of the Commonwealth of Massachusetts the action entitled *Robert T. Wisniewski, Jr. v. County of Suffolk*, pending in Suffolk County as Civil Action No. 04-0979.

1. This action involves allegations that the Defendant deprived the Plaintiff of his constitutional rights and was brought pursuant to 42 U.S.C. §1983.
2. This action is subject to removal by the Defendant-Petitioner by virtue of the provisions of 28 U.S.C. §1441.
3. This petition for removal is filed within thirty days of receipt of the Summons and Complaint, copies of which are attached hereto.

Wherefore, the Defendant- Petitioner, Suffolk County, petitions that this action be removed.

Respectfully submitted,
DEFENDANT
COUNTY OF SUFFOLK,
By its attorney,

Ellen M. Caulo
Ellen M. Caulo



HEREBY ATTEST AND CERTIFY ON
MAY 10, 2004, THAT THE

FOREGOING DOCUMENT IS A FULL,
TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN MY OFFICE,
AND IN MY LEGAL CUSTODY.

MICHAEL JOSEPH DONOVAN
CLERK / MAGISTRATE
SUFFOLK SUPERIOR CIVIL COURT
DEPARTMENT OF THE TRIAL COURT

BY: *[Signature]*
ASSISTANT CLERK.


SUFFOLK SUPERIOR COURT
CLERK'S OFFICE
2004 MAY -4 A 11:17

BBO #545250
Deputy General Counsel
Suffolk County Sheriff's Department
200 Nashua Street
Boston, MA 02114
(617) 989-6681

CERTIFICATE OF SERVICE

I hereby certify that I have caused to be served a true copy of the foregoing papers upon Plaintiff's attorney, Robert H. Tobin, Jr., 735 South Street, Roslindale, MA 02131, by first class mail on April 26, 2004.

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY THIS th 26 DAY OF
APRIL, 2004.



Ellen M. Caulo

2072

5-70172110
641

CITY OF BOSTON
SHERIFF DEPT. PETTY CASH
TREASURY DEPARTMENT M-36 CITY HALL
BOSTON, MA 02201

DATE April 26, 2004

PAY TO THE ORDER OF Civil Clerk's Office - U.S. District Court - District of MA \$ 150.00 100/100 DOLLARS

One hundred and Fifty

CITIZENS BANK
Massachusetts

FOR Wismiewski

110741362911

1100207211 112110701751

SUFFOLK SUPERIOR COURT
Case Summary
Civil Docket

SUCV2004-00979
Wisniewski Jr v Suffolk

File Date	03/08/2004	Status	Disposed: transfered to other court (dtrans)		
Status Date	05/05/2004	Session	G - Civil G		
Origin	1	Case Type	E03 - Action against Commonwealth/municipl		
Lead Case		Track	A		
Service	06/06/2004	Answer	08/05/2004	Rule 12/19/20	08/05/2004
Rule 15	06/01/2005	Discovery	04/27/2006	Rule 56	06/26/2006
Final PTC	10/24/2006	Disposition	03/08/2007	Jury Trial	Yes

Plaintiff Robert T Wisniewski Jr Active 03/08/2004		Private Counsel 499425 Robert H Tobin Jr Tobin & Tobin 735 South Street Roslindale, MA 02131 Phone: 617-325-1010 Fax: 617-325-1055 Active 03/08/2004 Notify	
Defendant County of Suffolk Served: 03/31/2004 Served (answr pending) 04/07/2004		Private Counsel 545250 Ellen M Caulo Suffolk County Sheriff's Dept 200 Nashua Street Boston, MA 02114 Phone: 617-989-6681 Fax: 617-989-6582 Active 04/20/2004 Notify	

Date	Paper	Text
03/08/2004	1.0	Complaint & jury demand on complaint (all issues)
03/08/2004		Origin 1, Type E03, Track A.
03/08/2004	2.0	Civil action cover sheet filed
04/07/2004	3.0	SERVICE RETURNED: County of Suffolk(Defendant) (In hand on 3/31/04)
04/16/2004	4.0	Motion of deft to enlarge time for filing ANSWER or responsive pleadings to & incl May 24, 2004 & assented to (w/o opposition)
04/26/2004		MOTION (P#4) Allowed time within which to fill answer or other responsive pleading is enlarged up to and including 5/24/04 (Connolly, J) Notice Sent 4/22/04 (entered 4/21/04)
05/04/2004		Certified copy of petition for removal to U. S. Dist. Court of Deft. County Of Suffolk U. S. Dist.#(04-10839PBS).
05/05/2004		Case REMOVED this date to US District Court of Massachusetts

case01 236090 y y y y y y

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DEPARTMENT OF THE TRIAL COURT

BY


 ASSISTANT CLERK.